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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 26TH DAY OF MAY 1998

BEFORE

THE HON'BLE MR.JUSTICE H.L.DATTU.

WRIT PETITION NO: 2552-53 / 1993

BETWEEN:

1. Karnataka Geru Abhivridhi
Nigama, Aranya Karmikara
Sangha, Siddapura (Regd) by
its General Secretary, Sri
Rama Son of Marya Naik,
aged about 26 years, Occ:
Watcher, Office of the Range
Forest Officer, Karnataka
Cashew Development Corpora-
tion, Siddapur,
Dist:Uttara Kannada.
2. Sri Nagaraja
son of Nagesh Naik,
aged about 22 years, Occ:
Watcher on Daily Wages,
Office of the Range Forest
Officer, Karnataka Cashew

Development Corporation
Siddapur,
Dist.Uttara Kannada.

...PETITIONERS.

(By Sri Vigneshwara S.Shastry, Adv.,) /

AND:

1. The State of Karnataka
represented by its Secretary
to Animal Husbandry, Forest
and Fisheries Department,
M.S.BUilding, Bangalore-1.
2. The Managing Director,
Karnataka Cashew Development,
Corporation, Kavoor Cross,
Bijai, Mangalore.
3. The Divisional Manager,
Karnataka Cashew Development
Corporation, Kumta Division,
Gandhinagar, Kumta Dist.
Uttara Kannada.
4. The Range Forest Officer,
Karnataka Cashew Development
Corporation, Siddapur Range,
Siddapura, Dist. Uttara Kannada.
5. The Range Forest Officer,

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Karnataka Cashew Development
Corporation, Banavasi, Taluka
Sirsi, Dist. Uttara Kannada.

6. The Range Forest Officer,
Karnataka Cashew Development
Corporation, Sirsi, Taluka
Sirsi, Dist. Uttara Kannada.

(By Sri Udaya Shankar AUA for R1,5,6. RESPONDENTS.
Sri SP Murthy for R2, R3&4 sd)

Writ petition is filed under Article

226 and 227 of the Constitution of India

with an affidavit praying to Direct the

respondents to bring the daily wages employees

appointed on temp. basis working in Siddapur

Sirsi and Banavasi Ranges on a monthly rated

basis according to their groups as contemplated

under G.O. dt. 29.4.89, and regularise their

services with all benefits and extend the pay

scale attached to their post & etc.,

Writ Petition is coming on for hearing

this day the court made the following:

HLDJ:

26.5.1998

O R D E R

Petitioners claim that they are working as temporary employees on daily wages in Siddapur, Sirsi and Banavasi Range. They are before this court for a direction to the respondents to regularise their services in the posts held by them.

Petit oners have not produced any material before this court to demonstrate that they have approached the respondents by making appropriate representation requesting them to regularise their services in the posts held by them. In my view, at the first instance the petitioners have to approach the respodents by making appropriate representation. If for any reason, the representation so made by the petitioners has not been considered by the respondents within a reasonable time or had been rejected

by them, then only a cause of action would arise for the petitioners to approach this court for the relief sought in this writ petition.

In that view of the matter, without expressing any opinion on the merits or demerits of the petitioners case, this writ petition is disposed off with liberty to the petitioners to make appropriate representation before the respondents requesting them to regularise their services in the posts held by them. It is needless to say if and when such a representation is made by the petitioners, the respondents authorities will consider the same in accordance with law and pass appropriate orders as expeditiously as possible.

With these observations, these
writ petitions are disposed off.
Ordered accordingly.

Sd/- JUDGE

BKP

c.by

r.by

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14/2/98

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Assistant Registrar
High Court of Karnataka
Bangalore-560 001

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